



Oneida Business Committee

Regular Meeting

9 a.m. Wednesday, March 28, 2012
BC Conference Room, 2nd floor, Norbert Hill Center

Minutes

Present: Chairman Ed Delgado, Secretary Patty Hoeft, Council members Melinda J. Danforth, Vince DelaRosa, David Jordan, Paul Ninham, Brandon Stevens

Excused: Vice Chairman Greg Matson, Treasurer Tina Danforth

Others present: Barb Skenandore, Michael J. Skenandore, Jack Denny, Fred Muscavitch, Mary Cornelissen, Dorothy A. Skenandore, Joanne King, Renita Hernandez, Lauren Hartman, Patricia Cornelius, Conrad K. King, Gabrielle J. Metoxen, Tina Pospychala, Eleanora Smith, Gary Jordan, Pre Leverance, Lloyd S. Powless, Vicki Kemp, Connie Meyer, Donna Darnell, Eric Krueger, Barb Dickson, Kevin Shilka, RC Metoxen, Debbie Danforth, Chad Wilson, Floyd W. Silas Jr., Cathy Bachhuber, Linda S. Dallas, Janice McLester, Dianne McLester-Heim, Dawn Dickey, Loretta V. Metoxen, Dale P. Wheelock, Twylite Moore, Sandra Reveles, Anita F. Barber, Jackie Zalim, Michele Duxtator

- I. **Call to Order and Roll Call** by Chairman Ed Delgado at 9:00 a.m.
- II. **Opening** by Chairman Ed Delgado and a moment of silence to recognize the passing of some Tribal members

Special Recognition: Dorothy A. Skenandore, Conrad King, Joanne King, Vicki Kemp, Donna Darnell, Cory Carline and Connie Meyer; **30 years of employment:** Sandra K. Stevens, Donald J. Denny; **25 years of employment:** Lora L. Skenandore, Tami J. Hill (not present), Gwendolyn Christjohn, James M. House (not present), Mark F. Ninham

III. Approve the agenda

Motion by David Jordan to approve the agenda with the following additions and deletions: Additions - 1) Student study support letter, 2) Native Nations Institute session travel request, 3) National Indian Gaming Association Tradeshow and Convention procedural exception travel request, 4) Oneida Tribal Judicial System procedural exception travel request – Trainings within the State of Wisconsin, 5) Joint venture to construct homes on Tribal Lands, 6) Convert one vacant Physician position to two Mid-Level positions, one addition to executive session, 7) Norbert Hill Center Childcare Center update and, 8) Delete - Item number five under travel from the agenda, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

IV. Oaths of Office

Oneida Golf Enterprise Corporation – Gary Jordan, Michael J. Skenandore

Oneida Personnel Commission – Richard Moss, Kevin Shilka

Oneida ESC "corporate board of directors" – Jeff House, Butch Rentmeester, Jackie Zalim

V. Minutes to be approved

1. March 14, 2012 regular meeting minutes

Motion by Melinda J. Danforth to approve March 14, 2012 regular meeting minutes, seconded by David Jordan.

Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

VI. Resolutions

1. Creation of the Oneida Tribal Health Board

Sponsor: Tina Danforth

Motion by Melinda J. Danforth to defer this item back to the team that was originally supposed to be proposing this resolution, which would be Melinda J. Danforth, Ed Delgado and Tina Danforth, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Continue Oneida Tribe Temporary Assistance for Needy Families (TANF) Program for 2012-2015

Sponsor: Don White

Motion by Vince DelaRosa to approve resolution 03-28-12-A Temporary Assistance to Needy Families (TANF), seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

VII. Directors and Managers quarterly reports

1. Land Management Division – Fred Muscavitch

Motion by David Jordan to approve the Land Management Division quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Development Division – Butch Rentmeester

Motion by Melinda J. Danforth to approve the Development Division quarterly report, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

VIII. Board, Committee and Commissions

A. Appointments

1. Environmental Resource Board – Richard Baird, Judy Cornelius Hawk, Gerald Jordan, Tom Oudenhoven

Motion by Patty Hoeft to approve the Chairman's recommendations to appoint Richard Baird, Judy Cornelius Hawk, Gerald Jordan and Tom Oudenhoven to the Environmental Resource Board, seconded by Melinda J. Danforth. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon Stevens

Abstained: David Jordan

Excused: Tina Danforth, Greg Matson

For the record: David Jordan stated I am abstaining because my brother is on that board.

2. Arts Board

Motion by Brandon Stevens to add the Arts Board recommended appointments to the agenda, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

Motion by Paul Ninham to approve the Chairman's recommendations to appoint Sylvia Cornelius and Nicolas Reynolds to the Arts Board, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

B. Quarterly reports

1. Oneida Police Commission – Bernie John-Stevens, Chairman

Motion by Paul Ninham to defer the Oneida Police Commission quarterly report for two weeks, seconded by David Jordan.

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

Motion by Patty Hoeft to rescind the motion to defer the Oneida Police Commission report for two weeks, in order to hear it now, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

Motion by Patty Hoeft to accept the Oneida Police Commission quarterly report, seconded by David Jordan.

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Oneida Library Board – Danielle White, Chairwoman

Motion by Patty Hoeft to accept the Oneida Library Board quarterly report, seconded by David Jordan. Motion carried with one opposition:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Opposed: Paul Ninham

Excused: Tina Danforth, Greg Matson

3. Oneida Election Board – Stephanie Muscavitch, Chairwoman-NOT SUBMITTED

Motion by Patty Hoeft to refer the Oneida Election Board quarterly report to the next Business Committee meeting, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

C. Request to post

1. Powwow committee: Request to post for expired position and approve to conduct three additional committee meetings in June 2012

Sponsor: Patty Hoeft/Lloyd E. Powless

Motion by Vince DelaRosa to approve the request, seconded by Patty Hoeft. Motion carried with one abstention:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth

Excused: Tina Danforth, Greg Matson

Motion by Vince DelaRosa to approve the request of the Powwow committee to extend the term for Mike King until the point that the new appointments are realized, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Oneida Nation Veterans Affairs Committee: Request to post one vacancy

Sponsor: Patty Hoeft

Motion by Patty Hoeft to approve the request, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

IX. Standing Committees

A. Legislative Operating Committee – Melinda J. Danforth, Chairwoman

1. Feb. 13, 2012 meeting minutes

Motion by Patty Hoeft to approve the Feb. 13, 2012 meeting minutes, seconded by Paul Ninham. Motion carried with one abstention:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Abstained: Melinda J. Danforth
Excused: Tina Danforth, Greg Matson

2. March 9, 2012 meeting minutes

Motion by Paul Ninham to approve the March 9, 2012 meeting minutes, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Excused: Tina Danforth, Greg Matson

3. Approve May 1 public hearing date Canons of Judicial Conduct

Motion by Paul Ninham to approve the May 1 public hearing date, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Excused: Tina Danforth, Greg Matson

4. Approve resolution: Emergency Amendments to the Oneida Indian Preference Law

Motion by Vince DelaRosa to approve the resolution 03-28-12-B Emergency Amendments to the Oneida Indian Preference Law, seconded by David Jordan. Motion carried with one abstention:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Abstained: Melinda J. Danforth
Excused: Tina Danforth, Greg Matson

5. Approve resolution: Division Directors and the Grievance Process

Motion by Vince DelaRosa to approve the resolution 03-28-12-C Division Directors and the Grievance Process, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Excused: Tina Danforth, Greg Matson

B. Finance Committee – Treasurer Tina Danforth, Chairwoman

1. March 23, 2012 meeting minutes

Motion by Vince DelaRosa to approve the March 23, 2012 meeting minutes, seconded by David Jordan. Motion carried with two abstentions:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham
Abstained: Melinda J. Danforth, Brandon Stevens
Excused: Tina Danforth, Greg Matson

C. Community Development Planning Committee – Vince DelaRosa, Chairman

D. Quality of Life – Paul Ninham, Chairman

X. General Tribal Council

XI. Unfinished Business

1. Request access to the Tribe's vendor list for 2012 sponsorship opportunities

Sponsor: Joanie Buckley

Excerpt from Feb. 8, 2012: Motion by Vince DelaRosa to send this to Legislative Operating Committee for review of possibly developing a standard operating procedure, working with the associated folks and to be brought back in 30 days, seconded by Tina Danforth. Motion carried with one abstention.

Motion by David Jordan to decline the request and to forward this to the Finance Committee to come up with a standard operating procedure under this situation, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Excused: Tina Danforth, Greg Matson, Paul Ninham

2. Approve Per Capita Loan Policy for Legislative Operating Committee for review and public hearing(s)

Sponsor: Ed Delgado

Excerpt from Feb. 8, 2012: Motion by Patty Hoeft to defer this item for 30 days, seconded by Vince DelaRosa. Motion carried with one abstention.

Motion by Patty Hoeft to delete from the agenda, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson, Paul Ninham

3. Approve amended Gaming Commission by-laws

Sponsor: David Jordan

Excerpt from Feb. 22, 2012: Motion by Patty Hoeft to defer this proposal to the Legislative Operating Committee, to bring back to the Business Committee, seconded by David Jordan. Motion carried with one abstention.

Motion by Patty Hoeft to delete this item from the agenda, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

XII. New Business/Requests

1. Approve definition of Tsy? Niyukwaliho`t^ for the National Scorecard

Sponsor: Don White

Motion by David Jordan to approve the first definition, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

2. Proclaim May 2012 Older Americans Month

Sponsor: Don White

Motion by Vince DelaRosa to support the Proclamation, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

3. Approve memorandum of agreement (MOA) – Business Committee and Trust/Enrollment Committee

Sponsor: Melinda J. Danforth

Motion by Vince DelaRosa to approve the changes and request, seconded by Patty Hoeft. Motion withdrawn.

Motion by Patty Hoeft to defer this item to the April 11, Business Committee meeting, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

XIII. Travel

A. Travel Reports

1. 2012 State of the State, Jan. 25, 2012, Madison, WI and Minority Community Collaboration meeting, Jan. 26, 2012, Milwaukee, WI

Sponsor: Vince DelaRosa/Ed Delgado

Motion by Patty Hoeft to approve the travel report, recognizing that the Chairman attended only the State of the State Address portion, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

2. Meeting with Leonard Fineday, Jan. 12-13, 2012, Minneapolis, MN

Sponsor: Vince DelaRosa

Motion by David Jordan to approve the travel report, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

3. Alliance of Great Lakes, March 10, 2012, Chicago, IL

Sponsor: Patty Hoeft

Motion by David Jordan to approve the travel report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Brandon Stevens

Not present: Paul Ninham

Excused: Tina Danforth, Greg Matson

4. Department of Health & Human Services Consultation Meetings and Senator Denham receptions, March 3-9, 2012, Washington, D.C.

Sponsor: Paul Ninham

Motion by Vince DelaRosa to approve the report, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson, Paul Ninham

5. Region 5 Tribal Environmental Program Management Conference, Feb. 20-23, 2012, Chicago, IL- DELETED

Sponsor: Paul Ninham

B. Travel Requests

XIV. Additions

1. Student study support letter

Motion by Melinda J. Danforth to approve, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Native Nations Institute (NNI) session on Tribal constitutions, May 1-2, 2012, Tuscon, AZ

Sponsor: Melinda J. Danforth/Lisa Summers

Motion by Patty Hoeft to approve, seconded by Brandon Stevens. Motion carried with one abstention:

Ayes: Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Abstained: Melinda J. Danforth

Excused: Tina Danforth, Greg Matson

3. Oneida Tribal Judicial System procedural exception: Approve blanket travel for in-state training for Judicial Officers

Motion by David Jordan to approve the blanket travel, seconded by Vince DelaRosa. Motion approved with one opposition and two abstentions:

Ayes: Vince DelaRosa, David Jordan, Paul Ninham

Opposed: Melinda J. Danforth

Abstained: Patty Hoeft, Brandon Stevens

Excused: Tina Danforth, Greg Matson

4. Convert one vacant physician position to two mid-level positions

Sponsor: Debbie Danforth

Motion by Patty Hoeft to approve the request, seconded by Vince DelaRosa. Motion carried with one abstention:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham

Abstained: Brandon Stevens

Excused: Tina Danforth, Greg Matson

For the record: Brandon Stevens stated I think this is a specific, maybe isolated kind of situation but these are some of things that the Business Committee should be evaluating and not be deciding on whether or not a position like this, as a doctor or nurse practitioner, should be held within the management level in their recommendation.

5. National Indian Gaming Association Tradeshow and Convention 2012, San Diego, CA, April 1-4, 2012

Sponsor: Ed Delgado

Motion by Vince DelaRosa to approve the procedural exception for nine travelers: Paul Ninham, Tina Danforth, Brandon Stevens, Louise Cornelius, Eric Mclester, Frank Cornelius, Rob Orcutt and Brian Denny, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

6. Joint venture to construct homes on Tribal lands

Sponsor: Vince DelaRosa

Motion by Patty Hoeft to send the concept to the CFO to analyze and present a feasibility financial analysis report and his recommendation on how to proceed with this partnership and to report to the Business Committee within 30 days, seconded by Brandon Stevens. Motion carried with one opposition:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Opposed: Vince DelaRosa

Excused: Tina Danforth, Greg Matson

For the record: Vince DelaRosa stated I oppose because Congress recognizes, they have for many, many years going back to 2008, that Native Americans are almost twice as likely to live in poverty as the rest of the population. We have a population poverty rate on this reservation that is extraordinarily high. We have people that need housing now. We have folks that are homeless. We have over two hundred people right now, it's been indicated, who are homeless and need housing right now and I know that that number is incrementally way higher. I estimate it to be 50% higher, the hidden homelessness rates that we do not know, so for that I believe that there is some urgency and some need to get moving now.

For the record: Brandon Stevens stated I'm still in favor of this concept and I would like to move it forward in a fast manner but understanding that there are some very technical aspects to this relationship, as far as financially, legally and as far as organizational wide that we need to vet out first before we further go into this venture. Also we need to outline the funds that would allow us to do this venture.

For the record: Melinda J. Danforth stated I support the concept as well. I support Councilman DelaRosa's presentation and information, however without a project plan or without the projected financial project cost I just sincerely cannot enter into a \$40,000 contract with a law firm, to move forward a project plan that has no substance to it.

Motion by Melinda J. Danforth to recess until 2:30 p.m., seconded by Brandon Stevens. Motioned carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, Paul Ninham, Brandon Stevens

Not present: David Jordan

Excused: Tina Danforth, Greg Matson

Motion by Paul Ninham to go back into session at 2:35 p.m., seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Not present: Vince DelaRosa

Excused: Tina Danforth, Greg Matson

XV. Action in open session on items from Executive Session Discussion meeting of March 27, 2012

A. Reports

1. New York land claim settlement update – Ed Delgado/Diane House

Excerpt from Feb. 22, 2012: Motion by Patty Hoeft to accept the verbal update regarding New York land claims and ask for another status report in 30 days, seconded by David Jordan. Motion carried unanimously.

Motion by Patty Hoeft to direct the Chairman to send another letter and to report back in two weeks, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

2. Reorganization

a. Update and draft report to GTC – Ed Delgado/Diane House

Motion by Patty Hoeft to direct the Tribal Secretary to set up a special work meeting of the Business Committee within two weeks to go over the reorganization ideas, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

b. Supervision of each division recommendation – Tina Danforth

Excerpt from March 14, 2012: Motion by Patty Hoeft to defer the two reorganization items to the next Business Committee meeting, seconded by Tina Danforth. Motion carried unanimously.

3. Chief Counsel report – Jo Anne House

Motion by Patty Hoeft to transfer the policy analyst related personnel line to the Legislative Reference Office and that the Chief Counsel is going to offer a permanent legislative analyst position with wage salary within the legislative analyst job description, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

Motion by Patty Hoeft to accept the Chief Counsel report regarding OTIE-SBA correspondence, the Independent Contractor Policy application to employees as contractors, Storm water litigation between the Tribe and Hobart and Oneida Life Insurance Plan Plus (OLIPP) activities, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

4. Gaming General Manager bi-monthly report – Louise Cornelius

Motion by Paul Ninham to approve the report from the Gaming General Manager, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

5. Legislative Affairs monthly report – Nathan King

Motion by Brandon Stevens to accept the Legislative Affairs monthly report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa
Excused: Tina Danforth, Greg Matson

6. Communications – Bobbi Webster

Motion by Brandon Stevens to approve the Communications report, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens
Not present: Vince DelaRosa

Excused: Tina Danforth, Greg Matson

7. Three Fires Report – Larry Barton

Motion by Paul Ninham to defer the Three Fires discussion to the next Business Committee meeting, seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

B. Audit Committee – Councilman Brandon Stevens, Chairman

1. Review of Oneida Resident Centered Care Community Audit

Sponsor: Ed Delgado

Motion by Patty Hoeft to direct this audit to the Chairman's office to work with the Development Division Director and bring back a report to the Business Committee in two weeks, with the Development Division Director present, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Approve Jan. 19, 2012 Audit Committee regular meeting minutes

Motion by Paul Ninham to approve, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

3. Internal Audit Jan. 19, 2012 report with attachment

Motion by Melinda J. Danforth to approve, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

4. Approve 2011 Gaming Contract Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve the 2011 Gaming Contract Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

5. Approve Slots FY 2011 Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve the Slots FY 2011 Audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

6. Approve 2011 Contract Health Audit and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve the 2011 Contract Health Audit and lift the confidentiality requirement allowing Tribal members to view the audit and to send it to the Quality of Life sub-committee to work on the long term items, seconded by Brandon Stevens.

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

For the record: Chief Counsel Jo Anne House stated that the audit being transferred to the Quality of Life maintains its confidentiality and does not become a public document.

7. Approve Slot Drop Variance Audit, the second follow-up on Slot Variance adjustments and lift the confidentiality requirement allowing Tribal members to view the audit

Motion by Patty Hoeft to approve Slot Drop Variance Audit, the second follow-up on Slot Variance adjustments and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

8. Approve Oneida Golf Enterprise Audits and lift the confidentiality requirement allowing Tribal members to view the audit

Excerpt from March 14, 2012: Motion by Patty Hoeft to defer all the audit reports to the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Patty Hoeft to not release the audit and schedule a meeting with the Golf Board and to discuss at the next Business Committee meeting, seconded by Brandon Stevens. Motion withdrawn.

Motion by Patty Hoeft to approve the Oneida Golf Enterprise audit and lift the confidentiality requirement allowing Tribal members to view the audit, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

Motion by Patty Hoeft to direct that the Oneida Golf Enterprise Board meet with the Business Committee in executive session at the next meeting, to explain the findings to the audit and prior to that meeting the nature of their discussion also be put in writing and submitted to the Business Committee, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

C. Unfinished Business/BC directives

1. Request Oneida Golf Enterprise Board response to audit findings

Excerpt from Nov. 9, 2011: Motion by Brandon Stevens the OBC in response to the preliminary ethics findings within the Oneida Golf Enterprise investigation will provide within 30 days, a response which will include standard operating procedures which will provide restrictions and guidelines regarding gifts and free benefits offered to Oneida Golf Enterprise Board members and Oneida Business Committee members, to comply with the Oneida Ethics Law, seconded by Paul Ninham. Motion carried with one opposition and two abstentions.

Excerpt from Feb. 8, 2012: Motion by Patty Hoeft to defer this item for 30 days, seconded by David Jordan. Motion carried with one abstention.

Motion by Patty Hoeft that we request that the Oneida Golf Enterprise Board provide the Business Committee with copies of their written standard operating procedures regarding how they handle complimentary items, seconded by Melinda J. Danforth. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

2. Oneida Golf Enterprise Corporation – Bobbi Webster, President

Excerpt from Feb. 22, 2012: Motion by Tina Danforth that the board and management bring back a breakeven analysis in 30 days, seconded by Patty Hoeft. Motion carried unanimously.

Motion by Patty Hoeft that the Oneida Golf Enterprise Corporation provide a breakeven analysis to the Business Committee in two weeks, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

3. Complaint

Sponsor: Ed Delgado

Excerpt from Feb. 22, 2012: Motion by Patty Hoeft to refer the Ombudsman concerns to the Chairman to steer a team, to include the Treasurer and the BC Liaison, Councilwoman Melinda J. Danforth, to bring back recommendations about the Health Center division structure and quality assurance compliance position, in 30 days, seconded by Vince DelaRosa. Motion carried unanimously.

Amendment to the main motion by Vince DelaRosa to ask the team to develop some policies for a new health board at the Health Center, seconded by Patty Hoeft. Motion carried unanimously.

Motion by Patty Hoeft to defer this item for 30 days, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

4. Review casino renovation project

Sponsor: Ed Delgado

Excerpt from March 14, 2012: Motion by Paul Ninham to defer this item to the next Business Committee meeting, seconded by Brandon Stevens. Motion carried unanimously.

Motion by Patty Hoeft to delete this item from the agenda because the issue has been resolved, seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

5. Request Tidy View financial and performance analysis

Sponsor: Ed Delgado

Excerpt from March 14, 2012: Motion by Patty Hoeft to defer this item to the Business Committee meeting for a report from the Interim Enterprise Division Director, seconded by Paul Ninham. Motion carried with one abstention.

Motion by Brandon Stevens to go into executive session at 2:44 p.m., seconded by Patty Hoeft. Motion carried unanimously:

Ayes: Melinda J. Danforth, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Not present: Vince DelaRosa

Excused: Tina Danforth, Greg Matson

Motion by Brandon Stevens to come out of executive session at 2:58 p.m., seconded by Paul Ninham, Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

Motion by Vince DelaRosa that we do not contract with Tidy View and that the Farm prepare to sell cash crops in the open market, seconded by David Jordan. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

6. Re-designate Hobart strategy team

Sponsor: Melinda J. Danforth

Excerpt from March 14, 2012: Motion by Patty Hoeft to defer to the next Business Committee meeting, seconded by Melinda J. Danforth. Motion carried unanimously.

Motion by Patty Hoeft to defer this item for two weeks, seconded by Paul Ninham. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

D. New Business/Requests

E. Additions

1. Childcare at Norbert Hill Center update

Motion by Paul Ninham to accept the update, seconded by Vince DelaRosa. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham, Brandon Stevens

Excused: Tina Danforth, Greg Matson

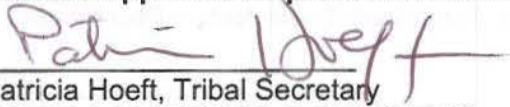
XVI. Adjourn

Motion by Patty Hoeft to adjourn at 3:20 p.m., seconded by Brandon Stevens. Motion carried unanimously:

Ayes: Melinda J. Danforth, Vince DelaRosa, Patty Hoeft, David Jordan, Paul Ninham,
Brandon Stevens

Excused: Tina Danforth, Greg Matson

Minutes Approved as presented/corrected on April, 11, 2012.



Patricia Hoeft, Tribal Secretary

ONEIDA BUSINESS COMMITTEE